

Message Text

SECRET

PAGE 01 NICOSI 00637 01 OF 03 080849Z
ACTION SS-25

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FM AMEMBASSY NICOSIA
TO SECSTATE WASHDC 5446

S E C R E T SECTION 1 OF 3 NICOSIA 0637

EXDIS

E.O. XGDS-2
TAGS: PFOR, CY, US, SY
SUBJECT: DAVIES CASE

SUMMARY: SECTION FOUR OF EIGHT OF OUR REVIEW OF THE CYPOL COVERING REPORT ON THE DAVIES INVESTIGATION WILL PRESENT EVIDENCE BY THE FIRST SEVEN OF THE NINETEEN PROSECUTION WITNESSES AGAINST KTIMATIAS. ALL SAW KTIMATIAS AT THE SCENE, IN UNIFORM. SIX OF THE SEVEN SAW HIM WITH AN AUTOMATIC WEAPON. TWO SAW HIM FIRING. TWO OTHERS SAW HIM IN A FIRING POSITION. ONE (NOT SOTIRIOU) SAW HIM ENTERING THE BUILDING UNDER CONSTRUCTION. ONE SAW HIM TALKING TO VASILIS PROESTOS, WHO WAS CARRYING DYNAMITE. END SUMMARY.

BEGIN SECTION FOUR

SUMMARY OF EVIDENCE - EVIDENCE AGAINST KTIMATIAS

WITNESS NO. 1 - CYPOL INSPECTOR ANDREAS IERIDES
IN HIS SIGNED STATEMENT IERIDES SAID THAT ON AUGUST 19, 1974, WHILE STATIONED AT THE LYKAVITOS POLICE STATION NEAR THE EMBASSY, MARK MULVEY, THE EMBASSY SECURITY OFFICER, TOLD HIM OF THE EXPECTED ANTI-AMERICAN DEMONSTRATION AT THE EMBASSY AND REQUESTED POLICE ASSISTANCE. AT 11-1200 HOURS HE CORDONED OFF THE
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EMBASSY AREA WITH ALL AVAILABLE STRENGTH. SOON A LARGE CROWD OF DEMONSTRATORS APPROACHED WHICH GREATLY OUTNUMBERED THE POLICE; THEY BROKE THE POLICE CORDON, BEGAN STONING THE EMBASSY AND OVERTURNING EMBASSY VEHICLES PRIOR TO BURNING THEM. THE AMERICAN FLAG WAS TORN DOWN, THROWN TO THE CROWD, THEN BURNED.
ONE OF THE DEMONSTRATORS USED A MEGAPHONE TO TELL

THE EMBASSY EMPLOYEES TO GET OUT OF THE BUILDING, AS THEY WERE INTENDING TO BLOW UP THE BUILDING WITH DYNAMITE.

A SHORT TIME LATER HE HEARD SHOTS FROM THE DIRECTION OF THE EMBASSY. HE THOUGHT THEY WERE SHOTS OF TEAR GAS GRENADES BEING LAUNCHED. TEAR GAS WAS BEING EXPLODED IN THE CROWD. THE CROWD MOVED BACK A BIT.

THEN HE HEARD BURSTS OF AUTOMATIC FIRE FROM THE DIRECTION SOUTH OF THE EMBASSY BUILDING. THIS HAPPENED JUST AFTER SMOKE AND TEAR GAS COVERED THE EMBASSY BUILDING. HE WASHED THE TEAR GAS FROM HIS EYES AND WALKED TOWARDS MAKARIOS III AVENUE. AS HE ARRIVED AT THE BUILDING UNDER CONSTRUCTION HE HEARD MORE SHOTS, THEN SAW KTIMATIAS STANDING CLOSE TO THE SCAFFOLDING EAST OF THE MAIN ENTRANCE, HOLDING AN AUTOMATIC WEAPON AT THE FIRING POSITION, AIMING TOWARDS THE EMBASSY.

HE RUSHED TOWARDS KTIMATIAS, SEIZED HIS HANDS, PULLED HIM BACK AND SHOUTED, "WHAT ARE YOU DOING?" KTIMATIAS PULLED AWAY FROM WITNESS NO. 1 AND TRIED AGAIN TO PULL THE TRIGGER. WITNESS NO. 1 THEN FORCEFULLY PULLED KTIMATIAS AWAY FROM THE FIRING POSITION.

AS WITNESS NO. 1 APPROACHED THE EMBASSY MARK MULVEY, THE EMBASSY SECURITY OFFICER, SAID, "MR. IERIDES, I WANT AN AMBULANCE AND I WANT IT NOW. SOMEBODY HAS BEEN SERIOUSLY INJURED." HE DIALED 999 AND REQUESTED AN AMBULANCE. WHEN THE AMBULANCE ARRIVED HE HEARD THAT THE AMBASSADOR AND MISS VARNAVA WERE FATALLY WOUNDED. UN VEHICLES THEN ARRIVED AND TOOK AWAY MEMBERS OF THE EMBASSY. WITNESS NO. 1 SAW KTIMATIAS AT A FIRING POSI-

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TION BUT DID NOT SEE HIM FIRING. FURTHER, HE DID NOT SEE ANY OTHER ACCUSED PERSONS AT THE SCENE OF THE EMBASSY RIOT.

WITNESS NO. 2 - CYPOL INSPECTOR ANDREAS HAVIARAS

IN HIS SIGNED STATEMENT HE SAID HE WAS ON DUTY AT THE EMBASSY ON AUGUST 19. HE SAW THE STONING, THE FLAG BURNING, THE VEHICLE BURNING AND THE FIREMEN TRYING TO EXTINGUISH THE FLAMES. HE SAW TEAR GAS GRENADES THROWN AGAINST THE CROWD. WHILE IN THE STREET IN FRONT OF THE EMBASSY HE HEARD A BURST OF SHOTS. HE SAW THREE UNKNOWN PERSONS IN MILITARY UNIFORM TAKING A FIRING POSITION BEHIND A HEAP OF SAND AND GRAVEL. HE SAW THEM FIRE.

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EXDIS

HE SAW KTIMATIAS IN UNIFORM WITH A KALASHNIKOV
WEAPON IN A FIRING POSITION. HE TRIED TO RESTRAIN HIM
BUT WAS UNSUCCESSFUL.

HE SAW KTIMATIAS ENTER THE BUILDING UNDER CONSTRUC-
TION. SOME RIOTERS WERE APPLAUDING KTIMATIAS AND SHOUTING
ENCOURAGING WORDS. SHORTLY AFTER, SHOTS FROM AUTOMATIC
WEAPONS WERE COMING FROM THE DIRECTION OF THE SAID
BUILDING.

IN THE MEANTIME HE HEARD THAT AMBASSADOR DAVIES AND
MISS VARNAVA HAD BEEN KILLED. HE DID NOT SEE ANY OTHER
ACCUSED. HE DID NOT RECOGNIZE ANY RIOTERS.

WITNESS NO. 3 - CYPOL SUPT. LOUKAS HAVIARAS

IN HIS SIGNED STATEMENT HE SAID HE WAS ON DUTY AT
THE EMBASSY ON AUGUST 19. HE SAW KTIMATIAS, IN UNIFORM
AND ARMED WITH AN AUTOMATIC WEAPON WALKING FROM THE
HILTON AREA TO THE EMBASSY AREA. HE DID NOT SEE
KTIMATIAS FIRING. HE DID NOT SEE LEFTIS, LOIZOU SAVVA,
OR ANY OTHER ACCUSED IN THE AREA.

WITNESS NO. 4 - CYPOL INSPECTOR STELIOS CHRISTOFIDES

IN HIS SIGNED STATEMENT HE SAID HE WAS ON DUTY AT
THE EMBASSY ON AUGUST 19. HE TRIED TO RESTRAIN THE
CROWD. HE HEARD SHOTS AND SAW TEAR GAS GRENADES. HE
DID NOT SEE ANY OF THE ACCUSED EXCEPT KTIMATIAS, WHO WAS
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AT THE SCENE IN UNIFORM. HE DID NOT SEE IF KTIMATIAS
WAS ARMED.

WITNESS NO. 5 - POLICE SGT. 1708, KYRIAKOS GREGORAS, OF

THE ALIENS BRANCH

IN HIS SIGNED STATEMENT HE SAID HE HAD SEEN A 2ND LT. IN UNIFORM FIRING AN AUTOMATIC WEAPON, PROBABLY A CZECH TYPE, FROM THE CORNER OF WAGNER AND DOSITHIOS STREETS, AGAINST THE EMBASSY.

AFTER THE FIRING CEASED HE SAW KTIMATIAS IN UNIFORM AND ARMED. HE DID NOT SEE HIM FIRING. HE SAW A RIOTER (UNKNOWN TO HIM) WITH DYNAMITE. HE SAW KTIMATIAS ASKING THIS PERSON WHAT HAD HAPPENED. HE HEARD THE UNKNOWN DYNAMITER SHOUT THAT HE HAD LOST HIS PROPERTY AND FACTORIES AT KYTHREA.

WITNESS NO. 6 - POLICE CONSTABLE IOANNIS KYPREOS

IN HIS SIGNED STATEMENT HE SAID HE HAD BEEN THE BODY-GUARD FOR CHIEF OF POLICE M. PANTELIDES. ON AUGUST 19 HE FOLLOWED PANTELIDES TO THE EMBASSY. ON ARRIVAL HE HEARD MANY SHOTS. HE SAW IERIDES TRYING TO DISARM A PERSON IN MILITARY CLOTHES, WEARING A RED BERET AND ARMED WITH AN AUTOMATIC WEAPON.

HE SAW KTIMATIAS IN UNIFORM, WITH AN AUTOMATIC WEAPON, TAKING COVER BEHIND SOME BUILDING MATERIAL, HOLDING HIS WEAPON AT THE AIMING POSITION, AND FIRING AT THE EMBASSY. HE WAS 40-50 METERS FROM KTIMATIAS AT THE TIME. SHORTLY THEREAFTER HE SAW KTIMATIAS RUNNING AWAY.

WITNESS NO. 7 - NATIONAL GUARD MAJOR CHRISTOS TSANGARIS

IN HIS SIGNED STATEMENT HE SAID HE WAS A NATIONAL GUARD CAPTAIN ON AUGUST 19 AND WAS ORDERED BY GREEK ARMY MAJOR EFSTATHIOU SOULIS TO GO TO THE AMERICAN EMBASSY JUST BEFORE NOON TO RESTORE PEACE AND ORDER. ON ARRIVAL, AT A DISTANCE OF 15 METERS FROM THE EMBASSY,

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HE SAW UNKNOWN GUNMEN TAKING FIRING POSITIONS AT THE NORTH SIDE OF THE EMBASSY, BEHIND THE SURROUNDING WALL OF THE BUILDING UNDER CONSTRUCTION. HE SAW RIOTERS FORCING THE MAIN GATE AND BURNING CARS. HE CALLED FOR REINFORCEMENTS.

HE HEAR THE CONTINUOUS FIRE OF AUTOMATIC WEAPONS, THEN SAW KTIMATIAS IN A FIRING POSITION JUST BEHIND THE WALL AND FIRING AT THE SOUTHERN PART OF THE EMBASSY. KTIMATIAS HAD A KALASHNIKOV AUTOMATIC WEAPON. HE WAS IN MILITARY UNIFORM, WEARING AN OFFICER'S CAP. THREE OR FOUR MINUTES LATER, WHILE THE SHOTS WRE CONTINUING, HE SAW KTIMATIAS REPLACING THE MAGAZINE OF HIS WEAPON AND CONTINUING HIS FIRING AT THE EMBASSY.

HE SAW IERIDES APPROACH KTIMATIAS, PULL HIM BACK AND CAUSE HIM TO CEASE FIRING. AFTER THE FIRING AGAINST THE EMBASSY STOPPED, HE HEARD AN AMERICAN SHOUT THAT

THE AMBASSADOR AND A GIRL HAD BEEN WOUNDED. ALTHOUGH HE SAW OTHER GUNMEN FIRING, HE COULD NOT IDENTIFY ANY OF THEM. HE SAW ACTING PRESIDENT CLERIDES ARRIVE, AND THEN HE ASSISTED CYPOL SUPT. SOLOMONIDES IN PICKING UP EMPTY CARTRIDGE CASINGS. THEY PICKED UP A TOTAL OF ABOUT 40. HE DID NOT SEE LEFTIS OR LOIZOU SAVVA AT THE SCENE.

END OF SECTION FOUR

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ACTION SS-25

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FM AMEMBASSY NICOSIA

TO SECSTATE WASHDC 5448

S E C R E T SECTION 3 OF 3 NICOSIA 0637

EXDIS

1. EMBASSY ANALYSIS AND COMMENT:

A. THE EVIDENCE AGAINST KTIMATIAS WILL BE STRONG, ALTHOUGH A PRINCIPAL WITNESS, INSPECTOR IERIDES, WAS NOT FORTHCOMING AS TO WHETHER KTIMATIAS WAS FIRING. NEVERTHELESS, IERIDES DID CONCEDE THAT KTIMATIAS "HAD TRIED AGAIN TO PULL THE TRIGGER." IERIDES' RELUCTANCE IN THIS MATTER MAY STEM FROM HIS CONTINUING LOYALTY TO THE EOKA-B ORGANIZATION. (HE IS STILL UNDER SUSPENSION FROM THE POLICE FOR EOKA-B SYMPATHIES AND SUPPORT.) THERE WILL STILL BE A NUMBER OF WITNESSES WHO SAW IERIDES RESTRAIN KTIMATIAS FROM FURTHER FIRING.

B. IERIDES' STATEMENT THAT PERSONS IN THE CROWD ANNOUNCED THEIR INTENTION TO DYNAMITE THE EMBASSY HAD NOT BEEN PREVIOUSLY COMMUNICATED TO PHERSON. THIS INCIDENT MAY EXPLAIN WHY THE A/G RETAINED THE CHARGES AGAINST CHARALAMBOUS. (THE CHARGES COULD HAVE BEEN DROPPED, SINCE THERE WAS NO ADMISSABLE CORROBORATING EVIDENCE SUPPORTING CHARALAMBOUS' ADMISSION.)

C. POLICE CONSTABLE KYPREOS' STATEMENT IS SIGNIFICANT.

HE WAS AT THE SCENE AS CHIEF OF POLICE PANTELIDES' BODYGUARD. THIS WOULD PLACE HIM JUST A FEW FEET FROM PANTELIDES AT ALL TIMES. HE SAW IERIDES DISARMING AN UNKNOWN PERSON AND SAW KTIMATIAS FIRE AT THE EMBASSY.

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PANTELIDES SAYS HE SAW NOTHING, AND HAS REMAINED COMPLETELY UNCOOPERATIVE DURING THE INVESTIGATION. HIS STATEMENT (IN SECTION EIGHT) WILL ONLY ADD TO THE RECORD THAT HE NEVER POSTED KTIMATIAS TO THE NATIONAL GUARD. AS WE SEE IT, PANTELIDES COULD HOLD THE KEY TO WHAT REALLY HAPPENED AT THE EMBASSY ON AUGUST 19, 1974. HE MUST KNOW WHETHER OR NOT THE FIRING FROM THE BUILDING UNDER CONSTRUCTION, WHICH LED TO AMBASSADOR DAVIES' DEATH, WAS PREMEDIATED. (CHIEF OF POLICE SAVVAS ANTONIOU TOLD PHERSON, IN EARLY 1976, THAT KTIMATIAS HAD SERVED AS PANTELIDES' STRONGARM MAN DURING THE COUP AND IDENTIFIED A NUMBER OF POLICE OFFICERS WHO REMAINED LOYAL TO MAKARIOS. THEY SUBSEQUENTLY DISAPPEARED). THAT KTIMATIAS WAS UNDER PANTELIDES' DISCIPLINE IS CLEAR. IT APPEARS HIGHLY UNLIKELY, HOWEVER, THAT THIS SPECULATIVE AREA OF INQUIRY WILL BE PURSUED BY CYPOL.

2. SECTION FIVE OF EIGHT WILL CONCLUDE THE TESTIMONY OF THE 19 PROSECUTION WITNESSES AGAINST KTIMATIAS. THE TESTIMONY OF ACT. PLICE SGT. STELIOS STYLIANOU, AKA SOTIRIOU, WILL BE THE MOST IMPORTANT.

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